



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 10/693,442 | 10/24/2003 | Albert M. Fleischer | Nutraceutical | 2002 |

22925 7590 10/23/2006

PHARMACEUTICAL PATENT ATTORNEYS, LLC
55 MADISON AVENUE
4TH FLOOR
MORRISTOWN, NJ 07960-7397

| EXAMINER |
|----------|
|----------|

TATE, CHRISTOPHER ROBIN

| ART UNIT | PAPER NUMBER |
|----------|--------------|
|----------|--------------|

1655

DATE MAILED: 10/23/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

| | | | |
|---|------------------------|-----------------------|--|
| Examiner-Initiated Interview Summary | Application No. | Applicant(s) | |
| | 10/693,442 | FLEISCHNER, ALBERT M. | |
| | Examiner | Art Unit | |
| | Christopher R. Tate | 1655 | |

All Participants:

(1) Christopher R. Tate.

(2) Mark Pohl.

Status of Application: Under Appeal

(3) _____.

(4) _____.

Date of Interview: 16 October 2006

Time: 11 Am

Type of Interview:

- ☒ Telephonic
☐ Video Conference
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☐ No
 If Yes, provide a brief description:

Part I.

Rejection(s) discussed:

All, in general

Claims discussed:

All, in general

Prior art documents discussed:

All, in general

Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

See Continuation Sheet

Part III.

- ☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.
☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.



(Examiner/SPE Signature)

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: Upon consultation with SPE, the Examiner called Applicant's representative to offer allowable independent claims (i.e., claims 1, 19, and 35) - as shown in the attachment (the proposed claims are deemed allowable based upon the instantly disclosed synergistic activity provided by the secondary compound and Hoodia gordonii with respect to the second compound being in an amount sufficient to lessen the amount of Hoodia gordonii required for body weight reduction - as discussed in the interview). The offer was declined.

Attachment to Examiner-Initiated Interview Summary - Below are the proposed (allowable) claims which were offered to Applicant's representative in the Interview.

--

1. (added claim 3) A method of body weight reduction comprising administering to a human in need thereof a body weight reducing amount of *Hoodia gordonii* and a second compound selected from the group consisting of a stimulant and glucosamine at least once every about 48 hours for at least about 45 days, whereby said second compound is administered in an amount sufficient to lessen the amount of *Hoodia gordonii* required for body weight reduction.

19. (OK - as is) A composition of matter for body weight reduction comprising a body weight reducing amount of *Hoodia gordonii* together with a second compound selected from the group consisting of a stimulant and glucosamine, said second compound in an amount sufficient to lessen the amount of *Hoodia gordonii* required for body weight reduction.

35. (added claim 37) A method of body weight reduction comprising administering to a human in need thereof *Hoodia gordonii* in an amount sufficient to suppress the appetite of said human together with a second compound selected from the group consisting of a stimulant and glucosamine, whereby said second compound is administered in an amount sufficient to lessen the amount of *Hoodia gordonii* required for body weight reduction, said administration repeated a plurality of times, each one of said times occurring before said *Hoodia gordonii* causes an appetite stimulating effect in said human.

--